ORIGASE/3/07-cr-00190-K Document 7	77 Filed 07/17/07	Page 188	U.S. DISTRICT COURT THERN DISTRICT OF THE PROPERTY OF THE PROP	EXAS
FOR THE NORTI	STATES DISTRICT HERN DISTRICT O LLAS DIVISION	1	JUL I 7 2007	
UNITED STATES OF AMERICA)		1	CLERK, U.S. DISTRICT COURT By	
VS.) C	CASE NO.:	3:07-CR-190-K (04)	J
DAMARIUS ORNELAS-CASTRO)			

REPORT AND RECOMMENDATION CONCERNING PLEA OF GUILTY

DEMARIUS ORNELAS-CASTRO, by consent, under authority of <u>United States v. Dees</u>, 125 F.3d 261 (5th Cir. 1997), has appeared before me pursuant to Fed. R. Crim.P. 11, and has entered a plea of guilty to the <u>Counts 1 & 2 and 4 & 5 of the 6 Count Indictment</u> filed on June 5, 2007. After cautioning and examining the Defendant under oath concerning each of the subjects mentioned in Rule 11, I determined that the guilty plea was knowledgeable and voluntary and that the offense(s) charged is supported by an independent basis in fact containing each of the essential elements of such offense. I therefore recommend that the plea of guilty and plea agreement be accepted and that Defendant be adjudged guilty and have sentence imposed accordingly.

Date: July 17, 2007.

PAUL D. STICKNEY

UNITED STATES MAGISTRATE JUDGE

NOTICE

Failure to file written objections to this Report and Recommendation within ten (10) days from the date of its service shall bar an aggrieved party from attacking such Report and Recommendation before the assigned United States District Judge. 28 U.S.C. §636(b)(1)(B).